

REMARKS

The present application includes pending claims 1-21, all of which have been rejected. Claims 1-3, 7, 9, 13, 15 and 20 have been amended. New claims 22-25 have been added.

Claims 1-4 and 7-21 stand rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. 6,643,781 (“Merriam”) in view of U.S. 7,133,920 (“Tsujisawa”). Claims 5 and 6 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Merriam in view of Tsujisawa and U.S. 5,748,084 (“Ishikoff”). The Applicants respectfully traverse these rejections for at least the reasons previously discussed during prosecution and the following:

As shown above, Merriam and Tsujisawa form the basis for all claim rejections. The Office Action acknowledges that the “teachings of Merriam fail to disclose of registration information associated with the location of the device.” See May 13, 2008 Office Action at page 3. In order to overcome this deficiency, the Office Action cites Tsujisawa. See *id.*

Tsujisawa “relates to a mobile computing service system that realizes the same kind of computer environment for a user when that user moves around in a system of multiple computers connected by a data transmission network, through a mobile media which can be removed from a computer and carried and subsequently attached to another destination computer registered in a server.” See Tsujisawa at column 1, lines 5-12.

Tsujisawa discloses a “registering part for registering personal verification information uploaded from the server computer.” See *id.* at column 2, lines 18-21.

[T]he server computer provides a database for storage of registered information comprised of the locations in which the one or multiple second work computers that are registered are placed and the times they are available for use, and should forward personal verification information on a user with a reservation and information on the reservation to the

appropriate second work computer when the information registered in the database is referenced through the first work computer and the second work computer is reserved.

Id. at column 2, lines 37-46. Thus, Tsujisawa discloses a system in which a user may reserve computer time at a second location from a first location.

The Applicants respectfully submit, however, that Tsujisawa, alone or in combination with Merriam, does not describe, teach or suggest “wherein said registration information comprises a device serial ID number of the communication device associated with said location where the communication device is registered,” as recited in claim 1, as amended. Independent claims 7, 9 and 15 have been similarly amended. Thus, for at least these reasons, the Applicants respectfully submit that the proposed combination of Merriam and Tsujisawa does not render claims 1-4 and 7-21 unpatentable.

The Applicants also respectfully submit that the proposed combination of Merriam, Tsujisawa and Ishikoff does not render claims 5 and 6 unpatentable for at least the reasons discussed above.

New claims 22-25 should be in condition for allowance for at least the reasons discussed above. Additionally, new claim 22 recites “wherein said registering comprises entering the device serial ID number of the communication device associated with said location where the communication device is registered if the device is to be used only at said location where the communication device is registered, and wherein said registering comprises entering the device serial ID number of the communication device, a user name and a password if the communication device is to be used at another location that is separate and distinct from said location wherein the communication device is registered.” New claims 23-25 recite similar limitations. The Applicants respectfully submit that the cited references do not describe, teach or suggest the limitations recited in new

claims 22-25. The fee for the new claims is \$200 (4 new dependent claims X\$50/claim).

In general, the Office Action makes various statements regarding the pending claims and the cited references that are now moot in light of the above. Thus, the Applicant will not address such statements at the present time. The Applicants expressly reserve the right, however, to challenge such statements in the future should the need arise (e.g., if such statement should become relevant by appearing in a future claim rejection).

The Applicants respectfully submit that the Office Action has not established a *prima facie* case of anticipation or obviousness with respect to any of the pending claims for at least the reasons discussed above and requests that the outstanding rejections be reconsidered and withdrawn. If the Examiner has any questions or the Applicants can be of any assistance, the Examiner is invited to contact the undersigned attorney.

The Commissioner is authorized to charge any necessary fees, including the \$200 new claim fee, or credit any overpayment to the Deposit Account of McAndrews, Held & Malloy, Account No. 13-0017.

Respectfully submitted,

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